

1 **BEFORE THE ARIZONA MEDICAL BOARD**

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3 In the Matter of

4 **venu G. MENON, M.D.**

5 Holder of License No. **12360**
6 For the Practice of Allopathic Medicine
In the State of Arizona.

Board Case No. MD-03-0684A

**FINDINGS OF FACT,
CONCLUSIONS OF LAW
AND ORDER**

(Letter of Reprimand)

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8 The Arizona Medical Board ("Board") considered this matter at its public meeting
9 on October 14, 2004. Venu G. Menon, M.D., ("Respondent") appeared before the
10 Board without legal counsel for a formal interview pursuant to the authority vested in the
11 Board by A.R.S. § 32-1451(H). The Board voted to issue the following findings of fact,
12 conclusions of law and order after due consideration of the facts and law applicable to
13 this matter.

14 **FINDINGS OF FACT**

15 1. The Board is the duly constituted authority for the regulation and control of
16 the practice of allopathic medicine in the State of Arizona.

17 2. Respondent is the holder of License No. 12360 for the practice of allopathic
18 medicine in the State of Arizona.

19 3. The Board initiated case number MD-03-0684A after receiving notification
20 that on May 14, 2003 the State Medical Board of Ohio suspended Respondent's
21 certificate to practice medicine and surgery for one year. The suspension was stayed
22 and Respondent was placed on three years probation. Ohio's action was based on the
23 Oklahoma State Board of Medical Licensure and Supervision denying reinstatement of
24 Respondent's medical license because of his loss of privileges at two hospitals in Ohio
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1 based on quality of care issues and his submittal of false information on his Oklahoma
2 reinstatement application.

3 4. Respondent was asked why he answered the question on the Oklahoma
4 application relating to hospital privileges being denied, removed or suspended in the
5 negative when he had lost privileges at a hospital in Ohio because of his recordkeeping
6 and unavailability for service. Respondent stated that he did not consider the Ohio
7 hospital's action a termination of his privileges. Respondent maintained he did not
8 consider the action a termination even after the Board noted that the letter he received
9 from the hospital was a letter of termination.

10 5. Respondent was asked about the termination of privileges by a second
11 Ohio hospital for quality of care concerns. Respondent testified that the quality of care
12 issue was really nothing at all and he was terminated for political reasons. Respondent
13 was asked how he could again maintain his privileges were not terminated for quality of
14 care issues when the letter from this hospital also indicated that his privileges were
15 removed due to quality of care concerns. Respondent stated that he answered the
16 question honestly.

17 6. Respondent was asked about his answering "no" to the question whether
18 he had ever been named as a defendant in a civil suit, including malpractice, when on
19 the same application he admitted to having paid a malpractice claim. Respondent
20 stated that since the claim was paid outside of a court action he marked "no" to the
21 question about the suit, but "yes" to the question about a malpractice claim.

22 6. Respondent's answers to the questions on his Oklahoma application are
23 knowingly false or misleading.
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7. The actions taken by Ohio and Oklahoma against Respondent for unprofessional conduct correspond directly to an act of unprofessional conduct in the Arizona Medical Practice Act.

CONCLUSIONS OF LAW

1. The Arizona Medical Board possesses jurisdiction over the subject matter hereof and over Respondent.

2. The Board has received substantial evidence supporting the Findings of Fact described above and said findings constitute unprofessional conduct or other grounds for the Board to take disciplinary action.

3. The conduct and circumstances described above constitutes unprofessional conduct pursuant to A.R.S. § 32-1401(27)(o) (“[a]ction taken against a doctor of medicine by another licensing or regulatory jurisdiction . . . for unprofessional conduct as defined by that jurisdiction that corresponds directly or indirectly to an act of unprofessional conduct prescribed by this paragraph...;” and 32-1401(27)(jj) (“[k]nowingly making a false or misleading statement to the board or on a form required by the board or in written correspondence, including attachments, with the board.”

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law,

IT IS HEREBY ORDERED that:

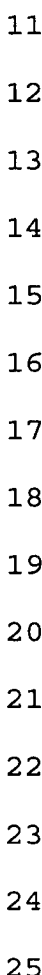
Respondent is issued a Letter of Reprimand for action taken against him by other state regulatory boards for unprofessional conduct that corresponds to the act of unprofessional conduct of knowingly making a false or misleading statement on a form required by the Board.

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